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AUG 15 2005

FROM:
Richard S Missimer
PO Box 511224
New Berlin, WI 53151
(262) 565-8200

REQUEST FOR REFUND OF FEES PAID IN EXCESS

Requester:	Richard S Missimer (USPTO Reg Agent # 45,537)
First Named Inventor:	John Robert Goepfert
Patent Application:	10 / 764,970
Filed:	01-26-2004
Title:	Paintball gun barrel modification and associated ...
Examiner / GAU:	Troy Chambers / 3641
Today's Date:	Aug 15, 2005

Greetings,

This is a request for the Director to refund fees paid in exceed of those established in 35 USC 41 as permitted under 35 USC 42(d). The facts are as follows:

On May 11, 2005 a request for EXTENSION OF TIME (see attached) was sent to the USPTO via Express Mail. With that request was a Credit Card charge form PTO-2038 (see attached). At that time I, the requester, requested a 60-day extension, and I had no reason to believe that further extension of time would be required.

I am now together with this request submitting an EXTENSION OF TIME request for an additional 30 days (a total of 90-days). This request also comes with a credit card charge form for the exact same account. Since it would be unfair for the applicant (through his representation) to only pay for a 30-day extension, an extension of 90-days is being requested with hopes for the 60-day extension fee to be refunded as a credit to that same credit account.

The requester hereby asks the director to refund the amount of \$225 and credit the account this amount was obtained from. Please advise of your willingness to do so via fax.

Sincerely,



Richard S. Missimer
Reg #45,537

Supporting Documentation attached:

PTO/SB/21 dated May 11, 2005 [1 page]
PTO/SB/22 dated May 11, 2005 [1 page]
PTO-2038 dated May 11, 2005 [1 page]

ED 575906636 US 101 201 pg 2 of 3
05-12-05 JFW

PTO/SB/22 (12-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional) -
FY 2005 (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818))		
Application Number	10 / 164, 970	Filed 1-26-2004
For	Goepfert, John Robert	
Art Unit	3641	Examiner Chambers, Troy

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	<u>Fee</u>	<u>Small Entity Fee</u>
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	\$795
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080

- Applicant claims small entity status. See 37 CFR 1.27.
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge fees in this application to a Deposit Account.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number _____ I have enclosed a duplicate copy of this sheet.

WARNING: Information on this form may become public. Credit card information should not be included on this form.
Provide credit card information and authorization on PTO-2038.

I am the applicant/inventor.

- assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).
- attorney or agent of record. Registration Number 45,537
- attorney or agent under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34 _____

Signature

Typed or printed name

5/11/05

Date

(262) 565-8200

Telephone Number

225.00 IP

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Adjustment date: 10/24/2005 SDIRETA1
05/12/2005 JBALINAN 00000081 10764970
-225.00 OP
01 FC:2252

05/12/2005 JBALINAN 00000081 10764970

01 FC:2252

Refund Ref.: XXXXXXXXX Total: \$225.00
Master C: XXXXXXXXX

Credit Card Refund Total: \$225.00
Master C: XXXXXXXXX

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